

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Progressive Enterprises, Inc./Castaways Yacht Club
and
The Sunseeker Club in Annapolis, Inc.

CIVIL NO. 08-3553-KMK-GAY

Plaintiffs,

ECF CASE

-against-

M/Y CUQUITO (Hull ID No. TNRD1719J091), her
engines, tackle, apparel, furniture, equipment, and all
other necessities thereunto appertaining and belonging
in rem;

The Sunseeker Club, Inc. *in personam*;

M/Y BACKCOVE29030 (Hull ID No. NEH29030G405),
her engines, tackle, apparel, furniture, equipment and all
other necessities thereunto appertaining and belonging
in rem;

ORDER TO ISSUE WARRANTS
FOR ARREST OF VESSEL

The Sunseeker Club at Castaways, Inc., *in personam*

Defendants.

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Upon review of the Verified Complaint and Plaintiffs' Motion for an Order directing the Clerk of Court to issue a Warrant for the arrest of the M/Y CUQUITO and a Warrant for the arrest of the M/Y BACKCOVE29030, and the conditions for an *in rem* action appearing to exist,

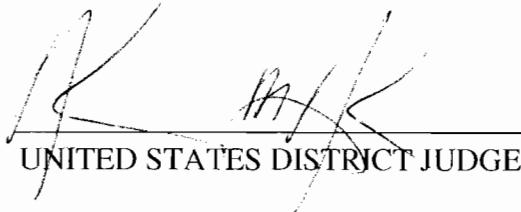
IT IS ORDERED that the Clerk of Court shall issue a Warrant for the arrest of the Motor Yacht the Motor Yacht CUQUITO (Hull ID No. TNRD1719J091), her engines, tackle, apparel, furniture, equipment and all other necessities thereunto appertaining and belonging;

IT IS FURTHER ORDERED that the Clerk of Court shall issue a Warrant for the arrest of the Motor Yacht BACKCOVE29030 (Hull ID No.NEH29030G405), her engines, tackle, apparel, furniture, equipment and all other necessities thereunto appertaining and belonging;

IT IS FURTHER ORDERED that any person who asserts a right of possession or any ownership interest in the property arrested pursuant to said Warrants may, upon a showing of any improper practice or a manifest want of equity on the part of Plaintiffs, be entitled to an order requiring Plaintiffs to show cause forthwith why the arrest should not be vacated or other relief granted; and

IT IS FURTHER ORDERED that a copy of this Order and a copy of the Verified Complaint be attached to and served with each of the Warrants upon execution.

Dated: April 16, 2008
White Plains, New York


UNITED STATES DISTRICT JUDGE